

Section 6162, Pub. L. 103-239, title II, § 222, May 4, 1994, 108 Stat. 592, related to requirements for grant recipients.

### SUBCHAPTER III—FEDERAL IMPLEMENTATION GRANTS TO LOCAL PARTNERSHIPS

#### §§ 6171 to 6177. Omitted

##### CODIFICATION

Sections 6171 to 6177 were omitted pursuant to section 6251 of this title which provided that the authority under this chapter terminated on Oct. 1, 2001.

Section 6171, Pub. L. 103-239, title III, § 301, May 4, 1994, 108 Stat. 592, stated purposes of this subchapter.

Section 6172, Pub. L. 103-239, title III, § 302, May 4, 1994, 108 Stat. 592, authorized grants to local partnerships.

Section 6173, Pub. L. 103-239, title III, § 303, May 4, 1994, 108 Stat. 593, related to application for grant.

Section 6174, Pub. L. 103-239, title III, § 304, May 4, 1994, 108 Stat. 594, related to use of amounts from grant.

Section 6175, Pub. L. 103-239, title III, § 305, May 4, 1994, 108 Stat. 594, related to conformity with approved State plan.

Section 6176, Pub. L. 103-239, title III, § 306, May 4, 1994, 108 Stat. 594, required reports by local partnership.

Section 6177, Pub. L. 103-239, title III, § 307, May 4, 1994, 108 Stat. 594, defined “high poverty area”.

### SUBCHAPTER IV—NATIONAL PROGRAMS

#### §§ 6191 to 6196. Omitted

##### CODIFICATION

Sections 6191 to 6196 were omitted pursuant to section 6251 of this title which provided that the authority under this chapter terminated on Oct. 1, 2001.

Section 6191, Pub. L. 103-239, title IV, § 401, May 4, 1994, 108 Stat. 594, authorized projects to further the purposes of this chapter.

Section 6192, Pub. L. 103-239, title IV, § 402, May 4, 1994, 108 Stat. 594, related to performance outcomes and evaluation.

Section 6193, Pub. L. 103-239, title IV, § 403, May 4, 1994, 108 Stat. 596, related to training and technical assistance.

Section 6194, Pub. L. 103-239, title IV, § 404, May 4, 1994, 108 Stat. 596; Pub. L. 107-279, title IV, § 404(e), Nov. 5, 2002, 116 Stat. 1986, related to Capacity Building and Information and Dissemination Network.

Section 6195, Pub. L. 103-239, title IV, § 405, May 4, 1994, 108 Stat. 597, required reports to Congress.

Section 6196, Pub. L. 103-239, title IV, § 406, May 4, 1994, 108 Stat. 597, related to funding.

### SUBCHAPTER V—WAIVER OF STATUTORY AND REGULATORY REQUIREMENTS

#### §§ 6211 to 6215. Omitted

##### CODIFICATION

Sections 6211 to 6215 were omitted pursuant to section 6251 of this title which provided that the authority under this chapter terminated on Oct. 1, 2001.

Section 6211, Pub. L. 103-239, title V, § 501, May 4, 1994, 108 Stat. 597, related to State and local partnership requests and responsibilities for waivers.

Section 6212, Pub. L. 103-239, title V, § 502, May 4, 1994, 108 Stat. 598; Pub. L. 103-382, title III, § 394(j)(2), Oct. 20, 1994, 108 Stat. 4029; Pub. L. 107-110, title X, § 1076(q), Jan. 8, 2002, 115 Stat. 2092, related to waiver authority of Secretary of Education.

Section 6213, Pub. L. 103-239, title V, § 503, May 4, 1994, 108 Stat. 600, related to waiver authority of Secretary of Labor.

Section 6214, Pub. L. 103-239, title V, § 504, May 4, 1994, 108 Stat. 601, related to combination of Federal funds for high poverty schools.

Section 6215, Pub. L. 103-239, title V, § 505, May 4, 1994, 108 Stat. 602, related to combination of Federal funds by States for school-to-work activities.

### SUBCHAPTER VI—GENERAL PROVISIONS

#### §§ 6231 to 6235. Omitted

##### CODIFICATION

Sections 6231 to 6235 were omitted pursuant to section 6251 of this title which provided that the authority under this chapter terminated on Oct. 1, 2001.

Section 6231, Pub. L. 103-239, title VI, § 601, May 4, 1994, 108 Stat. 603, related to requirements applicable to programs under this chapter.

Section 6232, Pub. L. 103-239, title VI, § 602, May 4, 1994, 108 Stat. 604, related to sanctions.

Section 6233, Pub. L. 103-239, title VI, § 603, May 4, 1994, 108 Stat. 604, related to State authority.

Section 6234, Pub. L. 103-239, title VI, § 604, May 4, 1994, 108 Stat. 605, related to prohibition on Federal mandates, direction, and control.

Section 6235, Pub. L. 103-239, title VI, § 605, May 4, 1994, 108 Stat. 605; Pub. L. 105-362, title VIII, § 801(c)(6), Nov. 10, 1998, 112 Stat. 3288, authorized appropriations.

### SUBCHAPTER VII—TECHNICAL PROVISIONS

#### § 6251. Omitted

##### CODIFICATION

Section, Pub. L. 103-239, title VIII, § 802, May 4, 1994, 108 Stat. 608, provided that the authority under this chapter terminated on Oct. 1, 2001.

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## PART G—ALLEN J. ELLENDER FELLOWSHIP PROGRAM

8161. Repealed.

## SUBPART 1—PROGRAM FOR MIDDLE AND SECONDARY SCHOOL STUDENTS

8171, 8172. Repealed.

## SUBPART 2—PROGRAM FOR MIDDLE AND SECONDARY SCHOOL TEACHERS

8181, 8182. Repealed.

## SUBPART 3—PROGRAMS FOR RECENT IMMIGRANTS, STUDENTS OF MIGRANT PARENTS AND OLDER AMERICANS

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## SUBPART 4—GENERAL PROVISIONS

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## PART H—DE LUGO TERRITORIAL EDUCATION IMPROVEMENT PROGRAM

8221 to 8224. Repealed.

## PART I—21ST CENTURY COMMUNITY LEARNING CENTERS

8241 to 8247. Repealed.

## PART J—URBAN AND RURAL EDUCATION ASSISTANCE

8271, 8272. Repealed.

## SUBPART 1—URBAN EDUCATION DEMONSTRATION GRANTS

8281 to 8284. Repealed.

## SUBPART 2—RURAL EDUCATION INITIATIVE

8291 to 8297. Repealed.

## SUBPART 3—WHITE HOUSE CONFERENCES

8311, 8312. Repealed.

## PART K—NATIONAL WRITING PROJECT

8331, 8332. Repealed.

## PART L—PHYSICAL EDUCATION FOR PROGRESS

8351 to 8361. Repealed.

## PART M—TERRITORIAL ASSISTANCE

8371. Repealed.

## SUBCHAPTER XI—COORDINATED SERVICES

8401 to 8407. Repealed.

## SUBCHAPTER XII—SCHOOL FACILITIES INFRASTRUCTURE IMPROVEMENT

8501 to 8513. Repealed.

## SUBCHAPTER XIII—SUPPORT AND ASSISTANCE PROGRAMS TO IMPROVE EDUCATION

8601, 8602. Repealed.

## PART A—COMPREHENSIVE REGIONAL ASSISTANCE CENTERS

8621 to 8625. Transferred.

## PART B—NATIONAL DIFFUSION NETWORK

8651, 8652. Transferred.

## PART C—EISENHOWER REGIONAL MATHEMATICS AND SCIENCE EDUCATION CONSORTIA

8671 to 8678. Transferred.

## PART D—TECHNOLOGY-BASED TECHNICAL ASSISTANCE

8701. Transferred.

## SUBCHAPTER XIV—GENERAL PROVISIONS

## PART A—DEFINITIONS

8801 to 8803. Repealed.

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## PART B—FLEXIBILITY IN THE USE OF ADMINISTRATIVE AND OTHER FUNDS

8821 to 8826. Repealed.

## PART C—COORDINATION OF PROGRAMS; CONSOLIDATED STATE AND LOCAL PLANS AND APPLICATIONS

8851 to 8857. Repealed.

## PART D—WAIVERS

8881. Repealed.

## PART E—UNIFORM PROVISIONS

8891 to 8904. Repealed.

## PART F—GUN POSSESSION

8921 to 8923. Repealed.

## PART G—EVALUATIONS

8941. Repealed.

## PART H—SENSE OF CONGRESS

8961, 8962. Repealed.

## CODIFICATION

The Elementary and Secondary Education Act of 1965, comprising this chapter, was originally enacted as Pub. L. 89-10, Apr. 11, 1965, 79 Stat. 27, and amended by Pub. L. 89-750, Nov. 3, 1966, 80 Stat. 1191; Pub. L. 90-247, Jan. 2, 1968, 81 Stat. 783; Pub. L. 90-576, title III, §307, Oct. 16, 1968, 82 Stat. 1097; Pub. L. 91-230, Apr. 13, 1970, 84 Stat. 121; Pub. L. 92-318, June 23, 1972, 86 Stat. 235; Pub. L. 93-380, Aug. 21, 1974, 88 Stat. 484; Pub. L. 94-193, §1(c), Dec. 31, 1975, 89 Stat. 1102; Pub. L. 94-273, §§2(12), 3(8), 49(a)-(c), Apr. 21, 1976, 90 Stat. 375, 376, 382; Pub. L. 94-482, Oct. 12, 1976, 90 Stat. 2081; Pub. L. 95-112, Aug. 24, 1977, 91 Stat. 911, and was classified to sections 241a et seq., 242 et seq., 331 et seq., 821 et seq., and 1801 et seq. of this title. The Act was subsequently extensively revised and restated by Pub. L. 95-561, Nov. 1, 1978, 92 Stat. 2143, and amended by Pub. L. 96-46, Aug. 6, 1979, 93 Stat. 338; Pub. L. 96-88, Oct. 17, 1979, 93 Stat. 668; Pub. L. 96-374, Oct. 3, 1980, 94 Stat. 1367; Pub. L. 96-470, Oct. 19, 1980, 94 Stat. 2237; Pub. L. 97-35, Aug. 13, 1981, 95 Stat. 357; Pub. L. 98-211, Dec. 8, 1983, 97 Stat. 1412; Pub. L. 98-511, Oct. 19, 1984, 98 Stat. 2366; Pub. L. 98-524, Oct. 19, 1984, 98 Stat. 2435; Pub. L. 99-159, Nov. 22, 1985, 99 Stat. 887, and was classified to section 2701 et seq. of this title. The Act was subsequently extensively revised and restated by Pub. L. 100-297, Apr. 28, 1988, 102 Stat. 130, and amended by Pub. L. 100-569, Oct. 31, 1988, 102 Stat. 2862; Pub. L. 100-570, Oct. 31, 1988, 102 Stat. 2865; Pub. L. 100-690, Nov. 18, 1988, 102 Stat. 4181; Pub. L. 101-226, Dec. 12, 1989, 103 Stat. 1928; Pub. L. 101-250, Mar. 6, 1990, 104 Stat. 96; Pub. L. 101-476, Oct. 30, 1990, 104 Stat. 1103; Pub. L. 101-589, Nov. 16, 1990, 104 Stat. 2881; Pub. L. 101-600, Nov. 16, 1990, 104 Stat. 3042; Pub. L. 101-647, Nov. 29, 1990, 104 Stat. 4789; Pub. L. 102-62, June 27, 1991, 105 Stat. 305; Pub. L. 102-73, July 25, 1991, 105 Stat. 333; Pub. L. 102-103, Aug. 17, 1991, 105 Stat. 497; Pub. L. 102-325, July 23, 1992, 106 Stat. 448; Pub. L. 102-359, Aug. 26, 1992, 106 Stat. 962; Pub. L. 102-545, Oct. 27, 1992, 106 Stat. 3586; Pub. L. 103-227, Mar. 31, 1994, 108 Stat. 125; Pub. L. 103-252, May 18, 1994, 108 Stat. 623, and was classified to section 2701 et seq. of this title. The Act was subsequently extensively revised and restated by Pub. L. 103-382, Oct. 20, 1994, 108 Stat. 3518, and amended by Pub. L. 104-5, Mar. 23, 1995, 109 Stat. 72; Pub. L. 104-106, Feb. 10, 1996, 110 Stat. 186; Pub. L. 104-134, Apr. 26, 1996, 110 Stat. 1321; Pub. L. 104-140, May 2, 1996, 110 Stat. 1327; Pub. L. 104-193, Aug. 22, 1996, 110 Stat. 2105; Pub. L. 104-195, Sept. 16, 1996, 110 Stat. 2379; Pub. L. 104-201, Sept. 23, 1996, 110 Stat. 2422; Pub. L. 104-208, Sept. 30, 1996, 110 Stat. 3009; Pub. L. 105-18, June 12, 1997, 111 Stat. 158; Pub. L. 105-78, Nov. 13, 1997, 111 Stat. 1467; Pub. L. 105-220, Aug. 7, 1998, 112 Stat. 936; Pub. L. 105-244, Oct. 7, 1998, 112 Stat. 1581; Pub. L. 105-277, Oct. 21, 1998, 112 Stat. 2681; Pub. L. 105-278, Oct.



22, 1998, 112 Stat. 2682; Pub. L. 105-332, Oct. 31, 1998, 112 Stat. 3076; Pub. L. 106-78, Oct. 22, 1999, 113 Stat. 1135; Pub. L. 106-113, Nov. 29, 1999, 113 Stat. 1501; Pub. L. 106-398, Oct. 30, 2000, 114 Stat. 1654; Pub. L. 106-400, Oct. 30, 2000, 114 Stat. 1675; Pub. L. 106-554, Dec. 21, 2000, 114 Stat. 2763; Pub. L. 107-20, July 24, 2001, 115 Stat. 155, and is classified to section 6301 et seq. of this title. Titles I to VII and IX of the Act are shown, herein, however, as having been added by Pub. L. 107-110 without reference to such intervening amendments because of the extensive amendments, renumbering, and reorganization of these provisions by Pub. L. 107-110.

## SUBCHAPTER I—IMPROVING THE ACADEMIC ACHIEVEMENT OF THE DISADVANTAGED

### CODIFICATION

Title I of the Elementary and Secondary Education Act of 1965, comprising this subchapter, was originally enacted as part of Pub. L. 89-10, Apr. 11, 1965, 79 Stat. 27, amended, and subsequently revised, restated, and amended by other public laws. Title I is shown, herein, as having been added by Pub. L. 107-110, title I, §101, Jan. 8, 2002, 115 Stat. 1439, without reference to earlier amendments because of the extensive revision of the title's provisions by Pub. L. 107-110. See Codification note preceding this chapter.

### § 6301. Statement of purpose

The purpose of this subchapter is to ensure that all children have a fair, equal, and significant opportunity to obtain a high-quality education and reach, at a minimum, proficiency on challenging State academic achievement standards and state<sup>1</sup> academic assessments. This purpose can be accomplished by—

(1) ensuring that high-quality academic assessments, accountability systems, teacher preparation and training, curriculum, and instructional materials are aligned with challenging State academic standards so that students, teachers, parents, and administrators can measure progress against common expectations for student academic achievement;

(2) meeting the educational needs of low-achieving children in our Nation's highest-poverty schools, limited English proficient children, migratory children, children with disabilities, Indian children, neglected or delinquent children, and young children in need of reading assistance;

(3) closing the achievement gap between high- and low-performing children, especially the achievement gaps between minority and nonminority students, and between disadvantaged children and their more advantaged peers;

(4) holding schools, local educational agencies, and States accountable for improving the academic achievement of all students, and identifying and turning around low-performing schools that have failed to provide a high-quality education to their students, while providing alternatives to students in such schools to enable the students to receive a high-quality education;

(5) distributing and targeting resources sufficiently to make a difference to local educational agencies and schools where needs are greatest;

(6) improving and strengthening accountability, teaching, and learning by using State assessment systems designed to ensure that students are meeting challenging State academic achievement and content standards and increasing achievement overall, but especially for the disadvantaged;

(7) providing greater decisionmaking authority and flexibility to schools and teachers in exchange for greater responsibility for student performance;

(8) providing children an enriched and accelerated educational program, including the use of schoolwide programs or additional services that increase the amount and quality of instructional time;

(9) promoting schoolwide reform and ensuring the access of children to effective, scientifically based instructional strategies and challenging academic content;

(10) significantly elevating the quality of instruction by providing staff in participating schools with substantial opportunities for professional development;

(11) coordinating services under all parts of this subchapter with each other, with other educational services, and, to the extent feasible, with other agencies providing services to youth, children, and families; and

(12) affording parents substantial and meaningful opportunities to participate in the education of their children.

(Pub. L. 89-10, title I, §1001, as added Pub. L. 107-110, title I, §101, Jan. 8, 2002, 115 Stat. 1439.)

### PRIOR PROVISIONS

A prior section 6301, Pub. L. 89-10, title I, §1001, as added Pub. L. 103-382, title I, §101, Oct. 20, 1994, 108 Stat. 3519, declared policy and stated purpose of this subchapter, prior to the general amendment of this subchapter by Pub. L. 107-110.

A prior section 1001 of Pub. L. 89-10 was classified to section 2701 of this title, prior to the general amendment of Pub. L. 89-10 by Pub. L. 103-382.

Another prior section 1001 of Pub. L. 89-10 was renumbered section 9001 and was classified to section 3381 of this title, prior to the general amendment of Pub. L. 89-10 by Pub. L. 103-382.

### EFFECTIVE DATE

Pub. L. 107-110, §5, Jan. 8, 2002, 115 Stat. 1427, provided that:

“(a) IN GENERAL.—Except as otherwise provided in this Act [see Tables for classification], this Act, and the amendments made by this Act, shall be effective upon the date of enactment of this Act [Jan. 8, 2002].

“(b) NONCOMPETITIVE PROGRAMS.—With respect to noncompetitive programs under which any funds are allotted by the Secretary of Education to recipients on the basis of a formula, this Act, and the amendments made by this Act, shall take effect on July 1, 2002.

“(c) COMPETITIVE PROGRAMS.—With respect to programs that are conducted by the Secretary on a competitive basis, this Act, and the amendments made by this Act, shall take effect with respect to appropriations for use under those programs for fiscal year 2002.

“(d) IMPACT AID.—With respect to title VIII (Impact Aid) [probably means title VIII of Pub. L. 89-10, 20 U.S.C. 7701 et seq.], this Act, and the amendments made by this Act, shall take effect with respect to appropriations for use under that title for fiscal year 2002.”

### SHORT TITLE OF 2002 AMENDMENT

Pub. L. 107-110, §1, Jan. 8, 2002, 115 Stat. 1425, provided that: “This title [probably means Pub. L. 107-110, see

<sup>1</sup> So in original. Probably should be capitalized.